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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **James R. Albritton**

Serial No.: **09/074,496**

Filing Date: **May 7, 1998**

Group Art Unit:

Examiner:

Title: **BREAKAWAY METAL POST FOR HIGHWAY
GUARDRAIL END TREATMENTS**

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Honorable Assistant Commissioner
of Patents
Washington, D.C. 20231

I hereby certify that this
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Esmarie A. Garland
Esmarie A. Garland

Sept. 16, 1998
Date

Dear Sir:

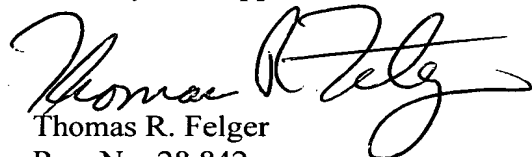
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Copies of these references are enclosed for the convenience of the Examiner. I hereby certify that the items contained in this Supplemental Information Disclosure Statement were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement. The art was cited in an International Search Report dated

September 1, 1998, for pending European Patent Application No. PCT/US98/09029. Pursuant to 37 C. F. R. § 1. 97(g) and (h), no representation is made that these references are material to patentability of the present application or that a search has been made.

Applicant respectfully submits that the claims of Applicant's above-referenced patent application are patentably distinguishable from these references. The Commissioner is hereby authorized to charge any appropriate fee to Deposit Account No. 02-0384 of Baker & Botts, L.L.P.

Respectfully submitted,
BAKER & BOTTS, L.L.P.
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Date: _____

16 SEPT 98